IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



PATENT APPLICATION

New Attorney Docket No. LYTLE 22-15-20

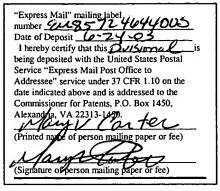
Prior Application: Lytle 9-8-4

Serial No.: 09/454003 Filing Date: 12/3/1999 Group Art Unit: 2815 Examiner: Warren

New Attorney Docket Number: Lytle 22-15-20

ASSISTANT COMMISSIONER FOR PATENTS

WASHINGTON, D. C. 20231





CONTINUATION/DIVISIONAL APPLICATION UNDER 37 CFR § 1.53(b)

SIR:

This is a request for filing a □ continuation ☑ divisional application under 37 CFR § 1.53(b) of prior Application Serial No. <u>09/454003</u> filed on <u>December 3, 1999</u> entitled <u>Define Via In Dual Damascene</u> Process.

Enclosed are the following papers relating to the above-identified application:

1.	×	Specification (Total Pages: <u>12</u>)
2.	Ø	Drawings (Total Sheets:7)
3.	×	Copy of "Declaration and Power of Attorney" from prior application (Total Pages:3)
4.		Newly executed "Declaration and Power of Attorney" (if adding inventors) (Total Pages:)
5.		Newly executed "Assignment and Agreement" (if adding inventors) (Total Pages:)
6.		Incorporation By Reference
Th	e er	tire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
		DELETION OF INVENTOR(S) ned statement attached (under 37 CFR § 1.63(d)(2)) deleting inventor(s) named in the prior application
8.	×	Information Disclosure Statement(s)
9.		Copy of "Extension of Time"
10	×	Other: Revocation of Power of attorney; Agreement legarding Power of Attorney; Statement Under 37 CFR 3.73(b); Patent assignment w Appendix A
11.	¥ fe	Cancel the following original claims in the prior application before calculating the filing

	NO. FILED	NO. EXTRA	RATE	CALCULATIONS
Total Claims	14-20 =	0	x \$18 =	0
Independent Claims	3- 3 =	0	x \$84 =	0
0Multiple Dependent Claims(s), if applicable			+ \$280 =	0
Basic Fee				\$750
			TOTAL FEE	\$750

12. 💢	Amend the specification by inserting before the first line this	s sentence:	
This is	a □ continuation スズ divisional of Application Serial No	09/454003	, filed on
13. 🗆	Preliminary Amendment		
14. <u>An</u>	nendment Fee:		
X	No additional fee is required.		
	An additional amendment fee is calculated as follows:		

	C	LAIMS AS	AMENDED			
	Claims Remaining After Amendment		Highest No. Previously Paid For (from above)	Present Extra	Rate	Additional Fee
Total Claims for Fee Purposes		minus			x \$18	
Independent Claims		minus			x \$84	
	ultiple Dependent Claim(s) st presented with this amendment, if applicable.					
	TOTAL AD	DITIONAL F	EE FOR THIS AM	ENDMENT:		

15. Please charge the total amount of \$\frac{750,00}{250,00}\$ to Agere Systems Deposit Account No. 50-1735.

Duplicate copies of this letter are enclosed. In the event of non-payment of improper payment of a required fee, the Commissioner is authorized to charge or to credit **Deposit Account No. 50-1735** as required to correct the error.

The Assistant Commissioner for Patents is hereby authorized to treat any concurrent or future reply, requiring a petition for extension of time under 37 CFR § 1.136 for its timely submission, as incorporating a petition for extension of time for the appropriate length of time if not submitted with the reply.

Please address all correspondence to **Docket Administrator Agere Systems Inc., 4 Connell Drive, Room 4u533C, Berkeley Heights, NJ 07922-2747**. However, telephone calls should be made to me at (407) 371-3250.

Respectfully,

Ferdinand M. Romano

Attorney for Applicant(s), Reg. No.32752

Date: 24 June 2003

Docket Administrator Agere Systems Inc.

4 Connell Drive, Room 4U533C Berkeley Heights, NJ 07922-0614